



COPY OF ~~FILED~~ERS  
ORIGINALLY FILED

2825  
+

PTO/SB/21 (modified)

Approved for use through xx/xx/xx, OMB 0651-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

0001/PTO  
Rev. 10/95

U.S. Department of Commerce  
Patent and Trademark Office

## TRANSMITTAL FORM

(to be used for all correspondence during pendency of  
filed application)

Application Number

10/040,852

Filing Date

December 28, 2001

First Named Inventor

Tommy K. Eng

Group Art Unit Number

2825

Examiner Name

Leigh M. Garbowski

Total Number of Pages in This Submission

13

Attorney Docket Number

21192-06625

### ENCLOSURES (check all that apply)

☒ Fee Transmittal Form (in duplicate)

☒ Check Enclosed

☒ Return Receipt Postcard

☐ Response to Notice to File Missing Parts

☐ Assignment & Recordation Cover Sheet

☐ Declaration

☐ Power of Attorney

☐ Application Data Sheet

☐ Information Disclosure Statement & PTO-1449

☐ Copies of IDS Cited References

☐ Request for Corrected Filing Receipt

☐ Request for Correction of Recorded Assignment

☒ Preliminary Amendment: [ 8 ] Pages

☐ After Final

☐ Status Request

☐ Revocation and Substitute Power of Attorney

☐ Issue Fee Transmittal

☐ Letter to Chief Draftsperson

☐ Formal Drawing(s):

[ ] Sheet(s) of Figure(s) [ ]

☐ Appeal Communication to Board of Appeals and Interferences

☐ Appeal Communication to Group  
(Appeal Notice, Brief, Reply Brief)

☐ Certified Copy of Priority Document(s)

☐ After Allowance Communication to Group

REMARKS:

### SIGNATURE OF ATTORNEY OR AGENT

Signature:

Attorney/Reg. No.: Neil F. Maloney, Reg. No. 42,833

Dated: July 31, 2002

### CERTIFICATE OF MAILING

I hereby certify that this correspondence, including the enclosures identified above, is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on the date shown below. If the Express Mail Mailing Number is filled in below, then this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service pursuant to 37 CFR 1.10.

Signature:

Typed or Printed Name: Neil F. Maloney

Dated: July 31, 2002

Express Mail Mailing Number (optional):

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ORIGINALLY FILEDPTO/SB/7 (10-01)(modified)  
Approved for use through 09/29/01, OMB 0651-0032  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE0002/PTO(modified)  
Rev. 10/2001U.S. Department of Commerce  
Patent and Trademark Office

## FEE TRANSMITTAL

## TOTAL AMOUNT OF PAYMENT

Subtotal (1) + Subtotal (2) + Subtotal (3) =

(\$ 321.00)

## Complete if Known

Application Number 10/040,852  
 Filing Date December 28, 2001  
 First Named Inventor Tommy K. Eng  
 Group Art Unit 2825  
 Examiner Name Leigh M. Garbowski  
 Attorney Docket Number 21192-06625

## METHOD OF PAYMENT

## 1. The Commissioner is hereby authorized to:

- ☐ Charge the indicated fees to the below mentioned deposit account.
- ☒ Charge any additional fee required under 37 CFR 1.16 - 1.21 or credit any over payments to the below mentioned deposit account.<sup>1</sup>
- ☒ Applicant claims small entity status  
See 37 CFR 1.27

Deposit Account Number: 19-2555

Deposit Account Name: FENWICK &amp; WEST LLP

A Duplicate Copy of this authorization is attached

2. ☒ Payment Enclosed:☒ Check ☐ Credit Card ☐ Other

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Large Entity Fee Code/Fee	Small Entity Fee Code/Fee	Fee Description	Fee Due
105/\$130	205/\$65	Surcharge - late filing fee or oath	
127/\$50	227/\$25	Surcharge-late provisional filing fee or cover sheet	
147/\$2,520	147/\$2,520	For filing a request for reexamination	
115/\$110	215/\$55	Extension for response within first month <sup>†</sup>	
116/\$400	216/\$200	Extension for response within second month <sup>†</sup>	
117/\$920	217/\$460	Extension for response within third month <sup>†</sup>	
118/\$1,440	218/\$720	Extension for response within fourth month <sup>†</sup>	
128/\$1,960	228/\$980	Extension for response within fifth month <sup>†</sup>	
119/\$320	219/\$160	Notice of Appeal	
141/\$1,280	241/\$640	Petition to revive unintentionally abandoned application	
142/\$1,280	242/\$640	Utility Issue Fee (Or Reissue)	
143/\$460	243/\$230	Design Issue Fee	
122/\$130	122/\$130	Petitions to the Commissioner	
126/\$180	126/\$180	Submission of Information Disclosure Statement	
179/\$740	279/\$370	Request for Continued Examination (RCE)	
581/\$40	581/\$40	Recording each patent assignment per property (times number of properties)	
146/\$740	246/\$370	Filing a submission after final rejection (37 CFR 1.129(a))	
149/\$740	249/\$370	For each additional invention to be examined (37 CFR 1.129(b))	

Other fee (specify):

Other fee (specify):

SUBTOTAL (3) (\$ 0)

## FEE CALCULATION (fees effective 10/01/2001)

## 1. FILING FEE

Large Entity Fee Code/Fee	Small Entity Fee Code/Fee	Fee Description	Fee Due
101/\$740	201/\$370	Utility Filing	
106/\$330	206/\$165	Design Filing	
108/\$740	208/\$370	Reissue	
114/\$160	214/\$80	Provisional Filing	
SUBTOTAL (1)			(\$ 0)

## 2. CLAIMS

Large Entity Fee Code/Fee	Small Entity Fee Code/Fee	Fee Description
103/\$18	203/\$9	Claims in excess of 20
102/\$84	202/\$42	Independent claims in excess of 3
104/\$280	204/\$140	Multiple dependent claim
109/\$84	209/\$42	Reissue independent claims over original patent
110/\$18	210/\$9	Reissue claims in excess of 20 and over original patent

(Col. 1)		(Col. 2)		(Col. 3)		Fee		Fee Due
For	No. of Existing Claims	minus*	Highest No. Previously Paid For	=	Extra**	x		
TOTAL	37	minus*	20 or 20	=	17	x	9	= 153
INDEP	7	minus*	3 or 3	=	4	x	42	= 168
[ ] First presentation of multiple dependent claim								=

\* Subtract the greater number of Col. 2

\*\* If the difference between Col. 1 and Col. 2 is less than zero, then enter "0" in Col. 3

SUBTOTAL (2) (\$ 321)

## SUBMITTED BY

Typed or Printed Name

Neil F. Matoney

## Complete (if applicable)

Reg. Number

42,833

Signature

Date

July 31, 2002

<sup>†</sup> Request for Extension of Time per 37 CFR 1.136 (a)(3) made hereby